



**SO ORDERED.**

**SIGNED this 12th day of September, 2006.**

  
LARRY E. KELLY  
UNITED STATES CHIEF BANKRUPTCY JUDGE

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**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE WESTERN DISTRICT OF TEXAS  
WACO DIVISION**

<b>IN RE:</b>	§	
<b>JAMES CURTIS PETTIT AND</b>	§	<b>CASE NO. 05-63629-LEK</b>
<b>JO ANN BRISTOL,</b>	§	
<b>Debtors.</b>	§	<b>CHAPTER 13</b>

**ORDER GRANTING**  
**AMENDED MOTION OF CARMEN SAENZ AND ROBIN BENNETT, UNSECURED**  
**CREDITORS, TO DISMISS DEBTORS' CHAPTER 13 CASE**  
**WITH PREJUDICE FOR 180 DAYS**

Before the Court is the Amended Motion to Dismiss Debtors' Voluntary Chapter 13 Case filed by Carmen Saenz and Robin Bennett, Unsecured Creditors of the Debtors, filed on August 24, 2006 (#57). Debtors filed a Response in opposition to said motion on August 30, 2006 (#63). A hearing was held on these pleadings on September 6, 2006.

By their motion, Movants seek dismissal of this bankruptcy case and that the Debtors be barred from filing another bankruptcy case. Movants assert that this is the appropriate remedy, given Debtors' abuse of the bankruptcy system as shown by their failure to disclose material information regarding assets and liabilities in their sworn schedules filed in this case and filed in Debtors' prior two bankruptcy cases. Debtors respond to deny all of the Movants' allegations, asserting that all required information was provided in the schedules or to the Chapter 13

Trustee, and that all information was correct when provided.

After hearing the arguments of counsel and testimony presented, the Court determined that the case should be dismissed due to the Debtors' acts which, taken together, constitute an abuse of the bankruptcy system. For the reasons fully stated on the record, it is therefore

ORDERED that this chapter 13 case is dismissed with prejudice such that the Debtors are barred from filing a bankruptcy case anywhere under any chapter of the Bankruptcy Code for a period of 180 days from the date of this order; it is further

ORDERED that any other relief requested is denied; it is further

ORDERED that any matters or motions pending in this bankruptcy case are dismissed.

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